

TENTATIVE RULINGS

CIVIL / FAMILY LAW CASE MANAGEMENT CALENDAR

For: 9/13/10 Monday Dept: 1A

(Posted 9/09/10)

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling.

1. 1:00 PM Case: 10CF9215 [M] RAUPACH v MAGNIN
Type: BREACH OF CONTRACT Date Filed: 04/27/10
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: RAUPACH, PAUL R ATTY: IN PRO PER
DEFNDT: MAGNIN, PAMELA BEA ATTY: IN PRO PER
Service Date/Type: 05/10/10 PER Answer Date: 06/07/10
DBA: NOR CAL GASKETS

Tentative Ruling: The case is At-Issue and referred to Judicial Arbitration on an immediate referral. The parties MAY stipulate to mediation in lieu of arbitration. Discovery to remain open until 30 days prior to trial. The case is set for Trial in Dept. 2 approximately 120 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 1 day court trial.

2. 1:00 PM Case: 10CF9323 [M] CAPITAL ONE BANK v HILLIOUS
Type: COLLECTIONS Date Filed: 06/21/10
Priority Info: RULE 3.740
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: CAPITAL ONE BANK USA NA ATTY: PATENAUDE & FELIX
DEFNDT: HILLIOUS, SCOTT L ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 08/11/10

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 2 approximately 120 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: ½ day court trial.

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3. 1:00 PM Case: 10CV36359 [S] BENJAMIN v MYERS
Type: P.I. MOTOR VEHICLE Date Filed: 01/05/10
Event: FURTHER CASE MANAGEMENT CONFERENCE

PLNTFF: BENJAMIN, MARY ATTY: YOUNG WARD ATTORNEYS
DEFNDT: MYERS, DANIEL ATTY: DONAHUE BATES BLAKEMORE & MAC
Service Date/Type: 06/07/10 PER Answer Date: 07/26/10

Tentative Ruling: The case is At-Issue and referred to Judicial Arbitration on a 60 day delay. The parties MAY stipulate to mediation in lieu of arbitration. Discovery to remain open until 30 days prior to trial. Trial Setting is set in Dept. 1A at 1:00 PM on 2/7/11.

4. 1:00 PM Case: 10CV36445 [S] STATE OF CALIFORNIA v PAR 3 INVESTMENT
Type: EMINENT DOMAIN Date Filed: 02/16/10
Event: FURTHER CASE MANAGEMENT CONFERENCE
Event: CONTINUED OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: PEOPLE OF THE STATE OF CALIFORNIA ATTY: DEPARTMENT OF TRANSPORTATION
DEFNDT: PAR 3 INVESTMENT PROPERTIES LLC ATTY: MATTEONI SAXE & O'LAUGHLIN
Service Date/Type: 02/26/10 PER Answer Date: 04/01/10
DEFNDT: ARNOLD WASTEWATER ASSESSMENT DIST
Service Date/Type: 02/25/10 PER 00/00/00
DEFNDT: KLINE'S COURTYARD
Service Date/Type: 03/02/10 PER 00/00/00
DEFNDT: MEADOWMONT GOLF COURSE PARTNERSHIP
Service Date/Type: 03/02/10 PER 00/00/00
DEFNDT: YARNELL, KATHRYN E
Service Date/Type: 03/02/10 PER 00/00/00
DEFNDT: YARNELL, JEFFREY R
Service Date/Type: 03/02/10 PER 00/00/00
DEFNDT: BDS CAPITAL INC
Service Date/Type: 02/26/10 PER 00/00/00
DEFNDT: RMRP ENTERPRISES INC
Service Date/Type: 03/16/10 PER 00/00/00
DBA: CUPERTINO CAPITAL
DEFNDT: STERLING TRUST COMPANY
Service Date/Type: 03/26/10 CER 00/00/00
TRSTEE: RICHARD J KARPEN IRA #062783
DEFNDT: BOWMAN, ALEXANDRA E

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 1/10/11.

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5. 1:00 PM Case: 10CV36638 [S] HUHN v WAGONER
Type: REAL PROPERTY Date Filed: 04/26/10
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: HUHN, DONALD E ATTY: MILWARD & VOGT LAW OFFICES
DEFNDT: WAGONER, MARK ATTY: WILLIAMS, CHRISTOPHER D. ESQ
Service Date/Type: 05/05/10 PER Answer Date: 05/25/10
ASSOC: FOLEY LAW OFFICES, KENNETH M.
DEFNDT: WAGONER, MARY ATTY: WILLIAMS, CHRISTOPHER D. ESQ
Service Date/Type: 05/03/10 PER Answer Date: 05/25/10
ASSOC: FOLEY LAW OFFICES, KENNETH M.
DEFNDT: SMITH, GLENN
Service Date/Type: 06/02/10 NAR 00/00/00
DEFNDT: SMITH, CHERYL
Service Date/Type: 06/02/10 NAR 00/00/00

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 2/7/11.

6. 1:00 PM Case: 10CV36678 [S] SCHLEUTER v BRASS RING AMUSEMENTS
Type: PI-NON MOTOR VEHICLE Date Filed: 05/13/10
Event: CASE MANAGEMENT CONFERENCE
Event: CONT'D OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

Related cases NOT on this calendar: CV35459 , CV35901 ,
P/GDN: SCHLEUTER, TRICIA ATTY: CARTWRIGHT LAW FIRM INC
P/MNOR: SCHLEUTER, BRANDON ATTY: CARTWRIGHT LAW FIRM INC
DEFNDT: MIDWAY OF FUN INC
D/XD/XC BRASS RING AMUSEMENTS INC ATTY: MINDER & ASSOCIATES, THOMAS
Service Date/Type: 00/00/00 Answer Date: 07/09/10
D/XD/XC CHANCE RIDES MANUFACTURING INC ATTY: LEWIS BRISBOIS BISGAARD & SMI
Service Date/Type: 00/00/00 Answer Date: 08/23/10
X-DEFT NORTH AMERICAN AMUSEMENTS INC
DBA: SHAMROCK SHOWS
X-DEFT MARTINEZ, MANUEL
DBA: MLM AMUSEMENTS
X-DEFT MLM AMUSEMENTS

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants and cross-defendants have filed responsive pleadings, Plaintiff and cross-complainants are ordered to file defaults or dismissals of all defendants and cross-defendants. The CMC is set for Dept 1A at 1:00 PM on 12/20/10.

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7. 1:00 PM Case: 10CV36685 [S] HALLIGAN v DAL PORTO
Type: REAL PROPERTY Date Filed: 05/13/10
Event: CASE MANAGEMENT CONFERENCE-CIVIL
Event: CONT'D OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: HALLIGAN, SUSAN ATTY: FOLEY LAW OFFICES, KENNETH M.
DEFNDT: DAL PORTO, DONNA

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 2/7/11.

8. 1:00 PM Case: 10CV36693 [S] CAMERON v WHITE/COCA
Type: NEGLIGENCE Date Filed: 05/18/10
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: CAMERON, NANCY ATTY: AIROLA, JOHN V. ESQ
DEFNDT: WHITE, RICHARD ATTY: FIELD & SANDERS
Service Date/Type: 07/18/10 PER Answer Date: 08/02/10
DEFNDT: COCA, SASHA ATTY: FIELD & SANDERS
Service Date/Type: 07/18/10 SUB Answer Date: 08/02/10

Tentative Ruling: The case is At-Issue and referred to Judicial Arbitration on a 60 day delay. The parties MAY stipulate to mediation in lieu of arbitration. Discovery to remain open until 30 days prior to trial. Trial Setting is set in Dept. 1A at 1:00 PM on 2/7/11.

9. 1:00 PM Case: 10CV36703 [S] KAUKALI ET AL v VILLA
Type: FRAUD Date Filed: 05/21/10
Event: CASE MANAGEMENT CONFERENCE-CIVIL
Event: CONT'D OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: KAUKALI, JOYCE E ATTY: SALAZAR, ANTHONY T. ESQ
PLNTFF: ANDERSON, ANNETTIA ATTY: SALAZAR, ANTHONY T. ESQ
DEFNDT: VILLA, DIANNA M
RP/INT: JOYCE KAUKALI TRUST

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 1/10/11.

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10. 1:00 PM Case: 10CV36802 [S] PONTE v STEPHENS
Type: REAL PROPERTY Date Filed: 06/24/10
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED
11/15/10 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: PONTE, DENNIS ATTY: FOLEY LAW OFFICES, KENNETH M.
DEFNDT: STEPHENS, RUSSELL P
TRSTEE: RUSSELL P STEPHENS AND JANIE E
DEFNDT: PONTE, LARRY E
DEFNDT: MILLER-DUNN, SHARON P
DEFNDT: PONTE, MARY HELEN
DEFNDT: PONTE, RONALD
DEFNDT: ORR, DENISE
Service Date/Type: 07/18/10 PER 00/00/00

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

11. 1:00 PM Case: 10CV36831 [S] CITIBANK (SO DAKOTA) v MARTIN
Type: DEBT/COLLECTIONS Date Filed: 07/01/10
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED
11/15/10 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: CITIBANK (SOUTH DAKOTA) N.A. ATTY: MOORE LAW GROUP
DEFNDT: MARTIN, MICHAEL J

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

12. 1:00 PM Case: 10CV36834 [S] ALBERT v BUDGET FINANCE
Type: REAL PROPERTY Date Filed: 07/07/10
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED
11/15/10 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: ALBERT, LANCE R ATTY: LEADING EDGE LEGAL
DEFNDT: BUDGET FINANCE COMPANY
DEFNDT: MONROE ACCEPTANCE COMPANY INC

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

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13. 1:00 PM Case: 10CV36854 [S] PEOPLE OF THE STATE v FRIDAY, ET AL
Type: EMINENT DOMAIN Date Filed: 07/15/10
Event: OSC RE: FILING COMPLIANCE

VACATE IF ALL POS/ANSWERS ARE FILED
11/15/10 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: PEOPLE OF THE STATE OF CALIFORNIA ATTY: DEPARTMENT OF TRANSPORTATION
DEFNDT: FRIDAY, MITCHEL G
DEFNDT: FRIDAY, DAWN M
Service Date/Type: 08/05/10 PER 00/00/00
DEFNDT: PROBST, WILLIAM S
DEFNDT: PROBST, DEWANDA M
DEFNDT: FIRST AMERICA TITLE COMPANY
Service Date/Type: 08/11/10 INS 00/00/00
DEFNDT: HOSKINS, CHARLES D
DEFNDT: HOSKINS, HELEN P
DEFNDT: WINDSOR MANAGEMENT CO
DEFNDT: MORTGAGE ELECTRONIC REGISTRATION
DEFNDT: CITIFINANCIAL SERVICES INC
Service Date/Type: 08/11/10 PER 00/00/00

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

14. 1:00 PM Case: 10CV36874 [S] LEE v CASTELLUCCIO
Type: CIVIL COMPLAINT Date Filed: 07/20/10
Priority Info: 170.3 JEM
Event: FURTHER CASE MANAGEMENT CONF-CIVIL
09/27/10 10:30 3 PLAINTIFF'S MOTION FOR LEAVE OF COURT TO
FILE SECOND AMENDED COMPLAINT

Related cases NOT on this calendar: 10CV36754 , SC5918 ,
PLNTFF: LEE, DON H. ATTY: IN PRO PER
PLNTFF: GOLD STRIKE HEIGHTS HOMEOWNERS AS ATTY: IN PRO PER
DEFNDT: CASTELLUCCIO, CHRIS ATTY: SPROUL TROST LLP
Service Date/Type: 07/21/10 PER 00/00/00
DEFNDT: MARTINEZ, KATHY ATTY: SPROUL TROST LLP
Service Date/Type: 07/21/10 PER 00/00/00
DEFNDT: QUENT, PAUL ATTY: SPROUL TROST LLP
Service Date/Type: 07/21/10 PER 00/00/00

The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 11/15/10.

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15. 1:00 PM Case: 10PR7172 [S] ESTATE OF DOHERTY
Type: LTRS TESTAMENTARY - ATA/IAEA Date Filed: 07/06/10
Event: CASE MANAGEMENT CONFERENCE

Related cases NOT on this calendar: 10DV36796 , 10FL36820 ,
SP/ADM: DOHERTY, MICHAEL ATTY: BOUTIN GIBSON DI GIUSTO HODEL
SP/ADM: MCMANNIS, DEBRA ATTY: BOUTIN GIBSON DI GIUSTO HODEL
DEC'D: DOHERTY, WILLIAM F
AKA: DOHERTY, WILLIAM FAULKNER
AKA: DOHERTY, WILLIAM
OBJTR: DOHERTY, ROXANNE E ATTY: CHAVEZ-OCCHOA LAW OFFICES INC.
ASSOC: MOORE, ROBERT G. ESQ
ASSOC: BADER LAW OFFICES, LADON G.

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. (Probate § 8250). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:00 PM on 12/20/10.

16. 1:00 PM Case: CF7527 [M] DEROSA v POPE
Type: BREACH OF CONTRACT Date Filed: 04/17/07
At-Issue Date: 00/00/00 Trial: 07/28/10 COURT TRIAL - LONG CAUSE
Priority Info: 170.6 JUDGE GRIFFIN/SMITH
Event: TRIAL SETTING

PLNTFF: DEROSA, TONY ATTY: MILLER, MICHAEL S ESQ
DEFNDT: POPE, CARY ATTY: REEVE, BOB ESQ
Service Date/Type: 00/00/00 Answer Date: 05/24/07
DEFNDT: RIVERSIDE BUILDERS INC ATTY: REEVE, BOB ESQ
Service Date/Type: 04/27/07 PER Answer Date: 05/24/07

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 2 on 10/27/10 at 9:00 AM. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 1 day court trial.

17. 1:00 PM Case: CF8643 [M] CAPITAL ONE BANK v HARKER
Type: COLLECTIONS Date Filed: 06/02/09
Priority Info: RULE 3.740
Event: CASE MANAGEMENT CONFERENCE

PLNTFF: CAPITAL ONE BANK USA NA ATTY: LEGAL RECOVERY LAW OFFICES IN
DEFNDT: HARKER, SCOTT C
Service Date/Type: 06/03/09 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 3/7/11.

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18. 1:00 PM Case: CF8697 [M] DISCOVER BANK v PEREIRA
Type: COLLECTIONS Date Filed: 06/24/09
Priority Info: RULE 3.740
Event: OSC RE SANCTIONS [CRC 3.740(e)]

PLNTFF: DISCOVER BANK ATTY: CIR LAW OFFICES
DEFNDT: PEREIRA, MICHELLE

Tentative Ruling: Plaintiff has not filed a proper proof of service as to all defendants. Plaintiff has documented attempts at service and no sanctions are ordered at this time. Plaintiff must file proof of service as to all defendants or file a declaration of good cause prior to the OSC re: Sanctions [CRC 3.740(e)] hearing in Department 1A at 1:00 PM on 1/10/11.

19. 1:00 PM Case: CF8831 [M] DELL FINANCIAL SVCS v AGUIRRE
Type: COLLECTIONS Date Filed: 09/09/09
Priority Info: RULE 3.740
Event: OSC RE: JUDGMENT UNDER CRC 3.740(f)

PLNTFF: DELL FINANCIAL SERVICES LLC ATTY: MANN BRACKEN LLP
DEFNDT: AGUIRRE, YSIDRO C
Service Date/Type: 09/15/09 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 3/7/11.

20. 1:00 PM Case: CF8878 [M] CAPITAL ONE BANK v BELLUOMINI
Type: COLLECTIONS Date Filed: 10/02/09
Priority Info: RULE 3.740
Event: OSC RE: SANCTIONS UNDER CRC 3.740(E)

PLNTFF: CAPITAL ONE BANK USA NA ATTY: HUNT & HENRIQUES
DEFNDT: BELLUOMINI, KATHY

Tentative Ruling: Plaintiff failed to file proper proof of service on all defendants or a declaration as previously ordered. Plaintiff is Ordered to Show Cause [CRC 3.740(e)] why \$50 per unserved defendant should not be imposed at a hearing in Department 1A at 1:00 PM on 2/7/11.

21. 1:00 PM Case: PR7045 [S] ESTATE OF ORNELAS
Type: LTRS OF ADMIN; ATA/IAEA Date Filed: 12/19/08
Event: FURTHER CASE MANAGEMENT CONFERENCE

PETNR: EATON, RALPH KENNETH ATTY: STERRETT LAW OFFICE, MICHAEL
ADMIN: ORNELAS, ROBERT J ATTY: AIROLA & AIROLA
SP/ADM: EATON, RALPH KENNETH ATTY: STERRETT LAW OFFICE, MICHAEL
DEC'D: ORNELAS, RUTH EILEEN
AKA: ORNELAS, RUTH E

Tentative Ruling: An Administrator has been appointed, no further CMCs are set.

22. **1:30 PM** Case: 10CV36405 [S] KEY v BLANKENSHIP
Type: PETITION FOR CUSTODY & SUPPORT Date Filed: 01/28/10
Event: FURTHER CASE MANAGEMENT CONFERENCE

PETNR: KEY, ANGEL ATTY: IN PRO PER
RESP: BLANKENSHIP, CHRISTOPHER ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 02/09/10

Tentative Ruling: There are temporary orders. If a final Judgment (FL-240/250) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 2/7/11.

23. **1:30 PM** Case: 10FL36384 [S] GYORKOS v GYORKOS
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 01/14/10
Event: FURTHER CASE MANAGEMENT CONFERENCE

Related cases NOT on this calendar: 10DV36397 ,
PETNR: GYORKOS, CHARLES ATTY: SALAZAR, ANTHONY T. ESQ
RESP: GYORKOS, CHARMAINE ATTY: SPITZE, CHERIE ESQ
Service Date/Type: 01/31/10 PER Answer Date: 02/10/10

Tentative Ruling: The matter is set for Settlement and Trial Setting Conference (See Local Rule 5.9(b)) with Settlement Conference Statements due 5 court days prior to hearing at 2:30 PM in Dept. 1A on 11/8/10.

24. **1:30 PM** Case: 10FL36412 [S] SMITH v SMITH
Type: LEGAL SEPARATION WITHOUT MINOR Date Filed: 01/29/10
Event: FURTHER CASE MANAGEMENT CONFERENCE

PETNR: SMITH, VIVIAN ATTY: IN PRO PER
RESP: SMITH, WADE
Service Date/Type: 02/01/10 PER 00/00/00

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. This matter may be concluded by filing a Marital Settlement Agreement ("MSA") signed by the parties attached to the Judgment (FL-180). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 2/7/11.

25. **1:30 PM** Case: 10FL36413 [S] HOLMAN v LARSON
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 02/01/10
Event: FURTHER CASE MANAGEMENT CONFERENCE

PETNR: HOLMAN, MICHELLE ATTY: CECIL LAW OFFICES, KEVIN M.
RESP: LARSON, ERIC
Service Date/Type: 03/08/10 PER 00/00/00

Tentative Ruling: This matter may be concluded by filing a Marital Settlement Agreement ("MSA") signed by the parties attached to the Judgment (FL-180). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 1/10/11.

26. 1:30 PM Case: 10FL36418 [S] ESPINOSA v ESPINOSA
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 02/02/10
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW
09/30/10 9:00 1 CONTESTED HEARING RE OSC RE: CONTEMPT
CITEE: FRANK J ESPINOSA

PETNR: ESPINOSA, AMALIA ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
RESP: ESPINOSA, FRANK J. P.D.: PUBLIC DEFENDER
Service Date/Type: 03/01/10 PER Answer Date: 04/01/10
CLAMNT: CALIFORNIA PUBLIC EMPLOYEES' RETI
CLAMNT: RAILROAD RETIREMENT BOARD

Tentative Ruling: The matter is set for Settlement and Trial Setting Conference (See Local Rule 5.9(b)) with Settlement Conference Statements due 5 court days prior to hearing at 2:30 PM in Dept. 1A on 11/15/10.

27. 1:30 PM Case: 10FL36437 [S] STACHER v STACHER
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 02/10/10
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: 10CH36545 ,
PETNR: STACHER, KELLY RAE ATTY: IN PRO PER
MINOR: STACHER MINOR P.D.: KEENE (P.D.), PATRICK M ESQ
RESP: STACHER, HENRY EUGENE ATTY: BECHELLI LAW OFFICES, F. JOSE
Service Date/Type: 02/11/10 PER Answer Date: 03/04/10

Tentative Ruling: The matter is set for Settlement and Trial Setting Conference (See Local Rule 5.9(b)) with Settlement Conference Statements due 5 court days prior to hearing at 2:30 PM in Dept. 1A on 11/1/10.

28. 1:30 PM Case: 10FL36466 [S] MERRILL-HARDING v HARDING
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 02/24/10
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: MERRILL-HARDING, PATRICIA ATTY: TRIFILO, JOHN J. ESQ
RESP: HARDING, JOHN G. ATTY: SALAZAR, ANTHONY T. ESQ
Service Date/Type: 03/06/10 PER Answer Date: 04/12/10

Tentative Ruling: There are temporary support orders. This matter may be concluded by filing a Marital Settlement Agreement ("MSA") signed by the parties attached to the Judgment (FL-180). If no settlement is reached, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 1/10/11.

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29. 1:30 PM Case: 10FL36641 [S] LUNA v LUNA
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 04/27/10
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: LUNA, JOSE ANTONIO ATTY: IN PRO PER
RESP: LUNA, MIREYA ARIZA SOLIS
Service Date/Type: 05/11/10 PER 00/00/00

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. The Default of the respondent has been entered. Petitioner must go to the clerk's filing window to schedule a "Default Prove-Up" hearing. Petitioner must attend that brief hearing and submit the Judgment (FL-180) and Notice of Judgment (FL-190) papers. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 12/20/10.

30. 1:30 PM Case: 10FL36642 [S] OST-ALBERTS v ALBERTS
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 04/26/10
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: OST-ALBERTS, NADINE MARIE ATTY: IN PRO PER
RESP: ALBERTS, STEWART PAUL ATTY: IN PRO PER
Service Date/Type: 05/06/10 PER Answer Date: 06/07/10

Tentative Ruling: Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. This matter may be concluded by filing a Marital Settlement Agreement ("MSA") signed by the parties attached to the Judgment (FL-180). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 1/10/11.

31. 1:30 PM Case: 10FL36653 [S] MARTINDALE v MARTINDALE
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 05/03/10
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: MARTINDALE, DONALD WAYNE ATTY: IN PRO PER
RESP: MARTINDALE, CHRISTINE ANN ATTY: IN PRO PER
Service Date/Type: 05/04/10 PER Answer Date: 05/27/10

Tentative Ruling: Petitioner and Respondent are ordered to serve and file Preliminary Declarations of Disclosure (FL-141) prior to the next hearing. This matter may be concluded by filing a Marital Settlement Agreement ("MSA") signed by the parties attached to the Judgment (FL-180). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 2/7/11.

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32. 1:30 PM Case: 10FL36656 [S] ZHANG v KING
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 05/04/10
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: ZHANG, WEI ATTY: IN PRO PER
RESP: KING, JOHN
Service Date/Type: 05/13/10 PER 00/00/00

Tentative Ruling: There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 1/10/11.

33. 1:30 PM Case: 10FL36659 [S] TURNER v TURNER
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 05/05/10
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

Related cases NOT on this calendar: CV34300 ,
PETNR: TURNER, WILLIAM ATTY: IN PRO PER
RESP: TURNER, CORINNE
Service Date/Type: 05/05/10 PER 00/00/00

Tentative Ruling: There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 12/20/10.

34. 1:30 PM Case: 10FL36662 [S] RILEY v RILEY
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 05/07/10
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: RILEY, BOBBY ATTY: IN PRO PER
RESP: RILEY, DIANA

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until Proof of Service is filed. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 12/20/10.

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35. 1:30 PM Case: CV35051 [S] FREESEHA v FREESEHA
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 09/09/08
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW
10/12/10 9:00 1 MOTION OF PENNY CROUCH FOR VISITATION
AND JOINDER OF GRANDPARENT

Related cases NOT on this calendar: 10CS36698 ,
PETNR: FREESEHA, AMY L. ATTY: IN PRO PER
RESP: FREESEHA, JOHN A. ATTY: IN PRO PER
Service Date/Type: 01/13/09 PER Answer Date: 02/10/09

Tentative Ruling: Petitioner died 7/22/10. The maternal grandmother seeks joinder to the action for the purposes of visitation with the minor children. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 2/7/11.

36. 1:30 PM Case: CV35516 [S] MILLER v MILLER
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 02/25/09
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV35544 ,
PETNR: MILLER, TARA ATTY: IN PRO PER
RESP: MILLER, DELBERT
Service Date/Type: 03/07/09 PER 00/00/00

Tentative Ruling: The parties are not divorced. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 1/10/11.

37. 1:30 PM Case: CV35573 [S] WILLIS v WILLIS
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 03/23/09
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV35590 , CV35846 ,
PETNR: WILLIS JR, JOHN S ATTY: IN PRO PER
MINOR: WILLIS MINORS P.D.: KEENE (P.D.), PATRICK M ESQ
RESP: WILLIS, SUSAN M ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 04/23/09

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 1 approximately 30 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 1 day court trial.

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38. 1:30 PM Case: CV35657 [S] BAKER v BAKER
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 04/23/09
At-Issue Date: 00/00/00 Trial: 10/27/10 COURT TRIAL - LONG CAUSE
Priority Info: CUSTODY/VISITATION BIFURCATED
Event: FURTHER CASE MANAGEMENT CONFERENCE RE
REMAINING ISSUES
10/27/10 9:00 1 COURT TRIAL - FAMILY LAW
HON JOHN E MARTIN

Related cases NOT on this calendar: CV35792 ,
PETNR: BAKER, JASON ATTY: CALDERWOOD, BRUCE G ESQ
RESP: BAKER, KELLY ATTY: TRIFILO, JOHN J. ESQ
Service Date/Type: 05/07/09 PER Answer Date: 05/20/09

Tentative Ruling: The child custody trial set for 10/27/10 is confirmed.
Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Thereafter, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 12/20/10.

39. 1:30 PM Case: CV35760 [S] MACKERRACHER v MACKERRACHER
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 06/01/09
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: MACKERRACHER, WILLIAM J ATTY: IN PRO PER
RESP: MACKERRACHER, TAMI L ATTY: IN PRO PER
Service Date/Type: 06/05/09 PER Answer Date: 07/01/09

Tentative Ruling: The parties are not divorced. Petitioner and Respondent are ordered to serve and file Preliminary Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 1/10/11.

40. 1:30 PM Case: CV35761 [S] CUNEO v CUNEO
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 06/01/09
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: CUNEO, MARY ANN ATTY: IN PRO PER
RESP: CUNEO, RAYMOND FRANK
Service Date/Type: 08/26/09 PER 00/00/00

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 2/7/11.

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41. 1:30 PM Case: CV35871 [S] KENWORTHY v KENWORTHY
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 07/02/09
Event: FURTHER CASE MANAGEMENT CONF RE JUDGMENT

Related cases NOT on this calendar: CV34874 ,
PETNR: KENWORTHY, BARBRALICE R. ATTY: IN PRO PER
RESP: KENWORTHY, WILLIAM A.
Service Date/Type: 07/19/09 PER 00/00/00

Tentative Ruling: A proposed judgment has been submitted for consideration. If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 12/20/10.

42. 1:30 PM Case: CV36010 [S] FILKINS v WRIGHT
Type: ESTABLISH PARENTAL RELATIONSHIP Date Filed: 08/26/09
Priority Info: CONFIDENTIAL
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV35131 ,
PETNR: FILKINS, SCOTT E. ATTY: IN PRO PER
RESP: WRIGHT, DURRONNA
Service Date/Type: 08/27/09 PER 00/00/00

Tentative Ruling: It appears the judgment in CV35131 is no longer an impediment to proceeding in this case to establish Petitioner's parentage. There are genetic test results in the Confidential File. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. Thereafter, Petitioner must go to the clerk's filing window to schedule a "Default Prove-Up" hearing. Petitioner must attend that brief hearing and submit the Judgment (FL-180) and Notice of Judgment (FL-190) papers. The CMC is set for Dept 1A at 1:30 PM on 2/7/11.

43. 1:30 PM Case: CV36015 [S] CAMPA-CAMPBELL v GAGE
Type: ESTABLISH PARENTAL RELATIONSHIP Date Filed: 08/28/09
Priority Info: CONFIDENTIAL FILE
Event: FURTHER CASE MANAGEMENT CONFERENCE

PETNR: CAMPA-CAMPBELL, JESSE ATTY: IN PRO PER
GDN/AL: STOREY, MELISSA
MINOR: CAMPA-CAMPBELL MINOR P.D.: KEENE (P.D.), PATRICK M ESQ
RESP: GAGE, CHELSEA ATTY: IN PRO PER
Service Date/Type: 10/16/09 PER Answer Date: 11/03/09

Tentative Ruling: The custody order filed 12/14/09 shall be considered the final custody order and constitute a judgment in this matter. No further hearings are set at this time.

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44. 1:30 PM Case: CV36103 [S] BARNES v WILLOUGHBY
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 10/01/09
Event: FURTHER CASE MANAGEMENT CONFERENCE

PETNR: BARNES, NYNETTE M. ATTY: IN PRO PER
RESP: WILLOUGHBY, MARK W.
Service Date/Type: 10/01/09 PER 00/00/00

Tentative Ruling: The parties are not divorced. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 2/7/11.

45. 1:30 PM Case: CV36210 [S] JONES v JONES
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 11/03/09
Event: FURTHER CASE MANAGEMENT CONFERENCE

PETNR: JONES, JAMES D ATTY: AIROLA & AIROLA
RESP: JONES, KATHY A ATTY: MOORE, ROBERT G. ESQ
Service Date/Type: 00/00/00 Answer Date: 11/19/09

Tentative Ruling: The parties have been attempting reconciliation. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 3/7/11.

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SETTLEMENT CONFERENCES FOLLOW ON NEXT PAGE.

46. **2:30 PM** Case: 10FL36526 [S] BOLTON v BOLTON
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 03/09/10
Event: SETTLEMENT CONFERENCE-FAMILY LAW

Related cases NOT on this calendar: 10CS36599 , 10CH36594 ,
PETNR: BOLTON, CHRISTOPHER R ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
MINOR: BOLTON MINORS P.D.: KEENE (P.D.), PATRICK M ESQ
RESP: BOLTON, JOANNA E ATTY: IN PRO PER
Service Date/Type: 03/09/10 PER Answer Date: 04/06/10

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

47. **2:30 PM** Case: CV35123 [S] GALUSHA v GALUSHA
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 10/03/08
Event: SETTLEMENT CONFERENCE/TRIAL SETTING
(MAY BE AMENDED TO CMC BY STIP OF ATTYs)
10/27/10 9:00 4 CSCSA'S MOTION RE SEEK EMPLOYMENT; \$19K

PETNR: GALUSHA, SANDRA ATTY: CALDERWOOD, BRUCE G ESQ
J/PRTY: COUNTY OF CALAVERAS D.A.: CENTRAL SIERRA CHILD SUPPORT
RESP: GALUSHA, KEETER W. ATTY: SALAZAR, ANTHONY T. ESQ
Service Date/Type: 10/23/08 PER Answer Date: 03/24/09
AKA: GALUSHA, KEITH
CLAMNT: VANGUARD FIDUCIARY TRUST COMPANY
CLAMNT: AGCO CORPORATION
CLAMNT: AGCO CORPORATION SAVINGS PLAN

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

48. **2:30 PM** Case: CV35738 [S] CARNESECCA v CARNESECCA
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 05/22/09
At-Issue Date: 00/00/00 Trial: 09/16/10 COURT TRIAL - LONG CAUSE
Priority Info: STATUS ONLY JUDGMENT 4/5/2010
Event: SETTLEMENT CONFERENCE-FAMILY LAW
09/16/10 9:00 1 COURT TRIAL RE CUSTODY/VISITATION

Related cases NOT on this calendar: CV34551 ,
PETNR: CARNESECCA, JASON ATTY: YANKOVSKY, KRISTINE ESQ
MINOR: CARNESECCA MINOR P.D.: KEENE (P.D.), PATRICK M ESQ
RESP: CARNESECCA, CHRISTIAN ATTY: SALAZAR, ANTHONY T. ESQ
Service Date/Type: 05/25/09 PER 00/00/00
NKA: MESSER, CHRISTIAN

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

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49. 2:30 PM Case: CV35861 [S] RAYNOR v RAYNOR
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 06/30/09
Event: SETTLEMENT CONFERENCE-FAMILY LAW

Related cases NOT on this calendar: CV35748 ,
PETNR: RAYNOR, GORDEN ATTY: SALAZAR, ANTHONY T. ESQ
AKA: RAYNOR, GORDON
RESP: RAYNOR, CLORA ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 07/30/09

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

50. 2:30 PM Case: CV35920 [S] JARRATT v JARRATT
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 07/27/09
Event: SETTLEMENT CONFERENCE-FAMILY LAW

PETNR: JARRATT, PATTY W ATTY: BECHELLI LAW OFFICES, F. JOSE
RESP: JARRATT, RICHARD C ATTY: CALDERWOOD, BRUCE G ESQ
Service Date/Type: 00/00/00 Answer Date: 08/31/09

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

51. 2:30 PM Case: CV36243 [S] CHAVEZ-OCHOA v HERNANDEZ
Type: LEGAL SEPARATION WITH MINOR CH Date Filed: 11/12/09
Event: SETTLEMENT AND TRIAL SETTING CONFERENCE
GRANT V. BARRETT, JUDGE PRO TEM

PETNR: CHAVEZ-OCHOA, JENNIFER L ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
RESP: HERNANDEZ, RICHARD J ATTY: ANDERSON, DIANE ESQ
Service Date/Type: 11/30/09 PER 00/00/00

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

END OF DOCUMENT.